

Response

Date filed **July 21, 2006**

U.S. Patent Application Serial No. **09/926,113**

REMARKS:

An Information Disclosure Statement was filed on **August 10, 2005**, and an Information Disclosure Statement was filed on **August 29, 2005**.

The U.S. Patent and Trademark Office has not yet provided a copy of the corresponding PTO-1449 Forms to demonstrate that the documents have been considered.

Applicant respectfully requests that the Examiner consider the documents in the Information Disclosure Statements filed on August 10, 2005 and on August 29, 2005, and requests that Applicant be provided with the corresponding PTO-1449 Forms demonstrating that the documents have been considered.

In view of MPEP 601.01, if the Examiner has not yet considered the documents listed on the PTO-1449 Forms filed on August 10 and August 29, 2005, Applicant requests that the Examiner inform Applicant as to the reason why such documents were not considered.

MPEP 609.04 (a)(III) states that "Submission of an English language abstract of a reference may fulfill the requirement for a concise explanation."

MPEP 609.04 (a)(III) also states that:

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Where the information listed is not in the English language, but was cited in a search report or other action by a foreign patent office in a counterpart foreign application, the requirement for a concise explanation of relevance can be satisfied by submitting an English-language version of the search report or action which indicates the degree of relevance found by the foreign office. This may be an explanation of which portion of the reference is particularly relevant, to which claims it applies, or merely an 'X', 'Y', or 'A' indication on a search report.

If the Examiner has any questions, the Examiner is requested to contact the Applicant's undersigned attorney at the telephone number indicated below to arrange for an interview to expedite the disposition of this case.

If this paper is not timely filed, Applicant respectfully petitions for an appropriate extension of time. Please charge any fees for such an extension of time and any other fees which may be due now or in the future with respect to this application, to Deposit Account No. 01-2340.

Respectfully submitted,
ARMSTRONG, KRATZ, QUINTOS, HANSON & BROOKS, LLP


Darren R. Crew

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Reg. No. 37,806

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23850

PATENT TRADEMARK OFFICE

Enclosures: Copy of Information Disclosure Statement filed August 10, 2005 with copy of dated postcard receipt; Copy of Information Disclosure Statement filed August 29, 2005 with copy of dated postcard receipt



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **KUSUMOTO, Noritaka**

Group Art Unit: 2654

Serial No.: 09/926,113

Examiner: **Vijay B. CHAWAN**

Filed: **September 4, 2001**

P.T.O. Confirmation No.: 2411

For. **DEVICE SETTING APPARATUS, DEVICE SETTING SYSTEM AND RECORDING
MEDIUM RECORDING DEVICE SETTING PROGRAM**

INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 CFR 1.97(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 29, 2005

Sir:

In accordance with the duty to disclose information pursuant to 37 CFR 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the document(s) listed on the attached Form PTO-1449 and/or listed herein and which the Examiner may deem relevant to patentability of the claims of the above-identified application. One copy of each document is attached.

Applicant encloses herewith a copy of a European Patent Office communication dated July 28, 2005, in a counterpart foreign application, citing the document(s) listed on the attached Form PTO-1449.

The present Information Disclosure Statement is being filed after the mailing date of a first Office action on the merits or expiration of the three month period following the filing date or the entry of the national stage for the above-captioned application, but prior to the mailing date

of a final Office action, a Notice of Allowance, or an action that otherwise closes prosecution in the application, and therefore Applicant is filing concurrently herewith a Statement under 37 CFR 1.97(e)(1). No fee under 37 CFR 1.17(p) is required.

The submission of the listed document(s) is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document(s) as a competent reference against the claims of the present application.

This Information Disclosure Statement is being presented so that the U.S. Patent and Trademark Office may determine any materiality thereof to the claimed invention. It is respectfully requested that each item of information contained in this Information Disclosure Statement be expressly considered during the prosecution of this application, and that the document(s) listed in the attached Form PTO-1449 be made of record therein and appear on the first page of any patent to issue therefrom.

The Commissioner is authorized to charge Deposit Account No. 01-2340 for any fee which is deemed by the U.S. Patent and Trademark Office to be required to effect consideration of this Information Disclosure Statement.

STATEMENT UNDER 37 CFR 1.97(e)(1):

I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,
ARMSTRONG, KRATZ, QUINTOS,
HANSON & BROOKS, LLP



Darren R. Crew
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PATENT TRADEMARK OFFICE

Enclosures: European Patent Office communication dated July 28, 2005
Reference (1)



INFORMATION DISCLOSURE CITATION PTO-1449	Atty. Docket No. 011119	Serial No. 09/926,113
	Applicant(s): KUSUMOTO, Noritaka	
	Filing Date: September 4, 2001	Group Art Unit: 2654

U.S. PATENT DOCUMENTS

Examiner Initial	Document No.	Name	Date	Class	Subclass	Filing Date (If appropriate)
_____	AA					
_____	AB					
_____	AC					
_____	AD					
_____	AE					

FOREIGN PATENT DOCUMENTS

Document No.	Date	Country	Translation (Yes or No)
_____ AF WO 94/03020	February 3, 1994	PCT	
_____ AG			
_____ AH			
_____ AI			
_____ AJ			

OTHER DOCUMENTS

_____ AK	
_____ AL	

Examiner	Date Considered
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CARD NO: 16069

U.S. Patent Application Docket No: 011119
Serial No: 09/926,113 Filed: 09/04/01
Patent Number: Issued:
Applicant(s): KUSUMOTO, Noritaka

Papers filed herewith on: 08/29/05

Other: IDS/PTO-1449 with (1) reference.



COMMISSIONER OF PATENTS

Receipt is hereby acknowledged of the papers filed as indicated
in connection with the above-identified case.

DRC/LLF



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **KUSUMOTO, Noritaka**

Group Art Unit: **2654**

Serial No.: **09/926,113**

Examiner: **K. M. PATEL**

Filed: **September 4, 2001**

P.T.O. Confirmation No.: 2411

For. **DEVICE SETTING APPARATUS, DEVICE SETTING SYSTEM AND RECORDING
MEDIUM RECORDING DEVICE SETTING PROGRAM**

INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 CFR 1.97(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 10, 2005

Sir:

In accordance with the duty to disclose information pursuant to 37 CFR 1.56, Applicant hereby notifies the US Patent and Trademark Office of the documents which are listed on the attached Form PTO-1449 and/or listed herein and which the Examiner may deem relevant to patentability of the claims of the above-identified application. One copy of each document is attached.

An English-language abstract is submitted for the reference listed on the Form PTO-1449 on line AF.

Applicant encloses herewith a copy of an Office action in the counterpart Chinese application citing such document.

The present Information Disclosure Statement is being filed after the mailing date of a first Office action on the merits or expiration of the three month period following the filing date or the entry of the national stage for the above-captioned application, but prior to the mailing date of a final Office action, a Notice of Allowance, or an action that otherwise closes prosecution in the application, and therefore Applicant is filing concurrently herewith a Statement under 37 CFR 1.97(e)(1). No fee under 37 CFR 1.17(p) is required.

The submission of the listed document is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

This Information Disclosure Statement is being presented so that the US Patent and Trademark Office may determine any materiality thereof to the claimed invention. It is respectfully requested that each item of information contained in this Information Disclosure Statement be expressly considered during the prosecution of this application, and that the document listed in the attached Form PTO-1449 be made of record therein and appear on the first page of any patent to issue therefrom.

The Commissioner is authorized to charge Deposit Account No. 01-2340 for any fee which is deemed by the US Patent and Trademark Office to be required to effect consideration of this

Information Disclosure Statement.

STATEMENT UNDER 37 CFR 1.97(e)(1)

I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,
ARMSTRONG, KRATZ, QUINTOS,
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Darren R. Crew
Attorney for Applicant
Reg. No. 37,806

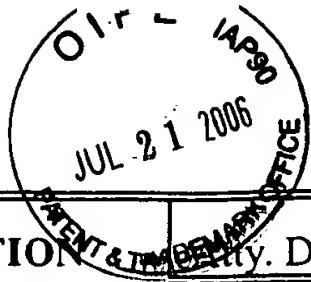
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PATENT TRADEMARK OFFICE

Enclosures: Office Action with date of dispatch May 13, 2005
Reference (1)



INFORMATION DISCLOSURE CITATION PTO-1449	Patent No. Docket No. 011119	Serial No. 09/926,113
	Applicant(s): KUSUMOTO, Noritaka	
	Filing Date: September 4, 2001	Group Art Unit: 2654

U.S. PATENT DOCUMENTS

Examiner Initial	Document No.	Name	Date	Class	Subclass	Filing Date (If appropriate)
_____	AA					
_____	AB					
_____	AC					
_____	AD					
_____	AE					

FOREIGN PATENT DOCUMENTS

Document No.	Date	Country	Translation (Yes or No)
_____ AF 08-139797	05-31-1996	Japan	Abstract
_____ AG			
_____ AH			
_____ AI			
_____ AJ			

OTHER DOCUMENTS

_____ AK	
_____ AL	

Examiner	Date Considered
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CARD NO: 15796

U.S. Patent Application Docket No: 0111119
Serial No: 09/926,113 Filed: 09/04/01
Patent Number: Issued:
Applicant(s): KUSUMOTO, Noritaka

Papers filed herewith on: 08/10/05



Other: IDS/PTO-1449; refs (1); Office Action date
05-13-05

COMMISSIONER OF PATENTS

Receipt is hereby acknowledged of the papers filed as indicated
in connection with the above-identified case.

DRC/LLF